IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

THURSDAY, THE 31ST MAY 2007 / 10TH JYAISHTA 1929

Crl.Rev.Pet.No. 2122 of 2007()

CRA.97/2006 of ADDL. SESSIONS COURT, ALAPPUZHA
CC.912/2002 of JUDL.MAGISTRATE OF FIRST CLASS-I, CHERTHALA

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REVN. PETITIONER: APPELLANT/ACCUSED:

RAGHUNATHAN NAIR, AGED 52 YEARS,
S/O.RAJAPPAN NAIR, NATHANATTU HOUSE,
KADAKARAPPALLY P.O, CHERTHALA.

BY ADV. SRI.ANIL S.RAJ
SRI.RAJANI K.N.

RESPONDENTS: RESPONDENT/COMPLAINANT & STATE :

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1. STATE OF KERALA REPRESENTED BY THE
PUBLIC PROSECUTOR , HIGH COURT OF KERALA,
ERNAKULAM.

2. M/S.MYTHRY CHITS & FINANCE
A PARTNERSHIP FIRM REG.NO.813/96,
REGISTERED OFFICE AND HEAD OFFICE AT MADACKAL,
CHERTHALA, REPRESENTED BY ITS MANAGING PARTNER
JAYA PRAKASH RESIDING AT KUNNATH HOUSE,
KURUPPANKULANGARA P.O., CHERTHALA.

BY PUBLIC PROSECUTOR SRI.AMJAD ALI

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 31/05/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R.UDAYABHANU, J

CRL.R.P.No.2122 of 2007

Dated this the 31st day of May, 2007

O R D E R

The revision petitioner stands convicted for the offence under Section 138 of the Negotiable Instruments Act and sentenced to undergo simple imprisonment for one month and to pay a compensation of Rs.50,500/- to the complainant vide Section 357(3) of the Code of Criminal Procedure and in default, to undergo simple imprisonment for one month.

2. Counsel for the revision petitioner has only sought for modification of the sentence and time to pay the amount of compensation. In the circumstances, the sentence is modified to imprisonment till the rising of the court. The rest of the sentence is confirmed. Revision petitioner is granted six months' time from today onwards to remit the compensation amount. He shall appear before the Judicial First Class Magistrate Court-I, Cherthala on 1.12.2007 to receive the sentence. Non bailable warrant pending, if any, shall be kept in abeyance till 1.12.2007.

The criminal revision petition is disposed of as above.

K.R.UDAYABHANU,
JUDGE

csl